

Message Text

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TO AMEMBASSY NAIROBI IMMEDIATE

C O N F I D E N T I A L STATE 279409

FOLLOWING REPEAT USUN 5196 ACTION SECSTATE 11 NOV 76

QUOTE

C O N F I D E N T I A L USUN 5196

E.O. 11652: GDS

TAGS: UNSC, XF

SUBJ: DRAFT STATEMENT ON SC DEBATE ON OCCUPIED TERRITORIES

1. SC PRESIDENT ILLUECA CIRCULATED DRAFT STATEMENT AT
OPENING OF SC CONSULTATIONS ON OCCUPIED TERRITORIES ON
NOVEMBER 10.

2. QTE: AS A RESULT OF CONSULTATIONS OVER WHICH I PRESIDED
WITH ALL MEMBERS OF THE COUNCIL, I AM AUTHORIZED AS PRESIDENT
TO MAKE THE FOLLOWING STATEMENT ON BEHALF OF THE COUNCIL.

"FOLLOWING THE REQUEST SUBMITTED BY EGYPT ON 20 OCTOBER
1976, THE SECURITY COUNCIL HELD (BLANK) MEETINGS BETWEEN
1ST OF NOVEMBER AND (BLANK) NOVEMBER 1976 TO CONSIDER
THE SITUATION IN THE OCCUPIED ARAB TERRITORIES WITH THE
PARTICIPATION OF THE REPRESENTATIVE OF THE PALESTINE LIBERATION
ORGANIZATION. AFTER CONSULTING ALL THE MEMBERS, THE PRESIDENT OF THE
COUNCIL STATES THAT THE COUNCIL HAS AGREED ON THE FOLLOWING:

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(1) TO EXPRESS ITS GRAVE ANXIETY AND CONCERN OVER THE

PRESENT SERIOUS SITUATION IN THE OCCUPIED ARAB TERRITORIES
AS A RESULT OF CONTINUED ISRAELI OCCUPATION, WHICH SHOULD
COME TO AN END.

(2) REAFFIRMATION OF ITS CALL UPON THE GOVERNMENT OF ISRAEL
TO ENSURE THE SAFETY, WELFARE AND SECURITY OF THE
INHABITANTS OF TERRITORIES AND TO FACILITATE THE RETURN OF
THOSE INHABITANTS WHO HAVE FLED THE AREAS SINCE THE OUTBREAK
OF HOSTILITIES.

(3) ITS REAFFIRMATION THAT THE FOURTH GENEVA CONVENTION
RELATIVE TO THE PROTECTION OF CIVILIAN PERSONS IN TIME OF
WAR IS APPLICABLE TO THE ARAB TERRITORIES OCCUPIED BY
ISRAEL SINCE 1967. THEREFORE, THE OCCUPYING POWER IS CALLED
UPON ONCE AGAIN TO COMPLY STRICTLY WITH THE PROVISIONS OF
THAT CONVENT AND TO REFRAIN FROM ANY MEASURE THAT
VIOLATES THEM. IN THIS REGARD THE MEASURES TAKEN BY ISRAEL
IN THE OCCUPIED ARAB TERRITORIES THAT ALTER THEIR
DEMOGRAPHIC COMPOSITION OR GEOGRAPHICAL NATURE AND PARTICULARLY
THE ESTABLISHMENT OF SETTLEMENT ARE ACCORDINGLY STRONGLY
DEPLORED. SUCH MEASURES WHICH HAVE NO LEGAL VALIDITY AND
CANNOT PREJUDICE THE OUTCOME OF THE SEARCH FOR THE
ESTABLISHMENT OF PEACE, CONSTITUTE AN OBSTACLE TO PEACE.

(4) IT CONSIDERS ONCE MORE THAT ALL LEGISLATIVE AND
ADMINISTRATIVE MEASURES AND ACTIONS TAKEN BY ISRAEL,
INCLUDING EXPROPRIATION OF LAND AND PROPERTIES THEREON
AND THE TRANSFER OF POPULATIONS WHICH TEND TO CHANGE THE
LEGAL STATUS OF JERUSALEM ARE INVALID AND CANNOT CHANGE
THAT STATUS; AND URGENTLY CALLS UPON ISRAEL ONCE MORE TO
RESCIND ALL SUCH MEASURES ALREADY TAKEN AND TO DESIST
FORTHWITH FROM TAKING ANY FURTHER ACTION WHICH TENDS
TO CHANGE THE STATUS OF JERUSALEM. IN THIS CONNECTION
THE COUNCIL DEPLORES THE FAILURE OF ISRAEL TO
SHOW ANY REGARD FOR SECURITY COUNCIL RESOLUTIONS 237
(1967) OF 14 JUNE 1967, 252 (1968) OF 21 MAY 1968 AND
298 (1971) OF 25 SEPTEMBER 1971 AND GENERAL ASSEMBLY
RESOLUTIONS 2253 (ESV) AND 2254 OF 4 AND 14 JULY 1967.

(5) ITS RECOGNITION THAT ANY ACT OF PROFANATION OF THE HOLY
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PLACES, RELIGIOUS BUILDINGS AND SITES OR ANY ENCOURAGEMENT
OF, OR CONNIVANCE AT, ANY SUCH ACT MAY SERIOUSLY ENDANGER
INTERNATIONAL PEACE AND SECURITY.

THE COUNCIL DECIDES TO KEEP THE SITUATION UNDER CONSTANT
ATTENTION WITH A VIEW TO MEETING AGAIN SHOULD
CIRCUMSTANCES REQUIRE. UNQTE.
SCRANTON

UNQUOTE KISSINGER.

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